

In re Application of:
Foster et al.
Application No.: 10/552,390
Filed: May 30, 2006
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PATENT
Atty Docket No.: MAP1130

REMARKS

As an initial matter, Applicants note that a telephonic interview was conducted with the Examiner on March 30, 2009 to clarify the groupings of claims as presented in the Restriction Requirement. During the interview, the claims were regrouped as follows:

Group I: claims 1-12 and 26 drawn to an apparatus for dissolving or suspending a substance in a solvent and a method of treatment including administering particles produced using the apparatus; and

Group II: claims 13-25, drawn to a method for dissolving or suspending a substance in a solvent, a pharmaceutical composition produced using the method, and a method of treatment including administering particles produced using the method.

Responsive to the Restriction Requirement mailed March 25, 2009, and in view of the interview conducted on March 30, 2009, Applicants hereby elect the invention of **Group I (claims 1-12 and 26)**, drawn to an apparatus for dissolving or suspending a substance in a solvent and a method of treatment including administering particles produced using the apparatus. The following claims are encompassed by the elected invention: claims 1-12 and 26.

The Examiner is invited to contact Applicants' undersigned representative if there are any questions relating to this application.

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The Commissioner is hereby authorized to charge the total amount of \$245.00 as payment for the Petition for Two-Month Extension of Time fee, for small entity, to Deposit Account No. 07-1896. Additionally, the Commissioner is authorized to charge any additional fees that may be due in connection with the filing of this paper, or credit any overpayment to Deposit Account No. 07-1896, referencing the above-identified docket number.

Respectfully submitted,

Date: June 25, 2009


Matthew J. Hierholzer, J.D.
Registration No.: 53,021
Telephone: (858) 638-6638
Facsimile: (858) 677-1465

DLA Piper LLP (US)
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133
USPTO Customer No.: 28213